

SEP 21 2005  
RECEIVED  
FEDERAL ELECTION  
COMMISSION  
SECRETARIAT

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) MUR 5453  
Thomas Willsey )  
 )

2005 SEP 22 A 10: 21

GENERAL COUNSEL'S REPORT #12

**SENSITIVE**

**I. ACTIONS RECOMMENDED**

Accept the attached conciliation agreement from Thomas Willsey, close the file as to this Respondent and approve the appropriate letters.

**II. BACKGROUND**

In April 2000, a Senior Vice-President of BankNorth/Arthur A. Watson & Company, Inc. ("the Company") approached Thomas Willsey, the then-President of the Company, with the idea that employees of the Company should make contributions to the Giordano for U.S. Senate Committee ("the Committee"). As a result, four Company employees, including the Senior Vice-President, each made a \$2,000 contribution (on behalf of themselves and their spouses) to the Committee, for which the Company fully reimbursed them.

On January 24, 2005,<sup>1</sup> the Commission found reason to believe that Thomas Willsey knowingly and willfully violated 2 U.S.C. §§ 441b(a) and 441f of the Federal Election Campaign Act of 1971, as amended ("the Act").<sup>2</sup> The Commission approved a pre-probable cause conciliation agreement for this Respondent

<sup>1</sup> As the Commission is aware, although this matter was activated in 2003, Mr. Willsey's identity and actions were only discovered in late December 2004 as a result of our investigation.

<sup>2</sup> All of the facts in this matter occurred prior to the effective date of the Bipartisan Campaign Reform Act of 2002 ("BCRA"), Pub. L. 107-155, 116 Stat. 81 (2002). Accordingly, unless specifically noted to the contrary, all citations to the Act herein are as it read prior to the effective date of BCRA and all citations to the Commission's regulations herein are to the 2000 edition of Title 11, Code of Federal Regulations, which was published prior to the Commission's promulgation of any regulations under BCRA.

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III. DISCUSSION

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20 **IV. RECOMMENDATIONS**

21 1. Accept the attached conciliation agreement submitted by Thomas Willsey.

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23 2. Close the file as to Thomas Willsey.

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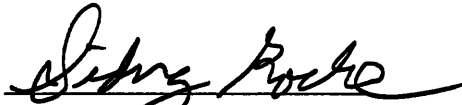
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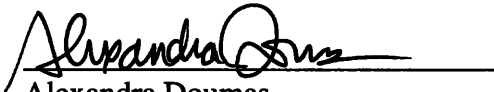
3. Approve the appropriate letters.

Lawrence H. Norton  
General Counsel

Rhonda J. Vosdigh  
Associate General Counsel for Enforcement

9/21/05  
Date

BY:   
Sidney Rocke  
Assistant General Counsel

  
Alexandra Doumas  
Attorney

Attachments:

1. Copy of signed conciliation agreement and copy of civil penalty check
2. Affidavit of Thomas Willsey
3. Affidavit of Richard Shea

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